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41:03:01:13. Pet prohibitions. A person may not allow or possess any pet in any state park, state recreation area, state nature area, or state lakeside use area from April 1 to September 30, inclusive, unless the pet is under immediate control on a leash not more than 10 feet long or under immediate control and more than 200 feet from other park users or designated camping areas. From October 1 to March 31, inclusive, leashes are not mandatory; however, a person ~~must~~ shall keep the pet under immediate control.

A person may not allow or possess any pet on the Summit Trail at Bear Butte State Park.

A person may not allow or possess any pet on the George S. Mickelson Trail unless the pet is under immediate control on a leash not more than 10 feet long.

A person may not allow any pet in an area within 200 feet inland and 200 feet outward from the water's edge in an area owned, leased, or operated by the department and designated as a public swimming zone or in an area posted for no pets.

A person may not allow or possess any pet inside enclosed public buildings managed by the department in any state park, recreation area, nature area, or lakeside use area except a person who requires the aid of a service animal or a person who has received prior approval of the park manager.

A person ~~must~~ shall properly dispose of any pet waste left by the person's pet in designated camping and day-use areas within any state park, recreation area, nature area, or lakeside use area.

A person may not allow any pet to cause an unreasonable disturbance affecting others at any time in any state park, recreation area, or lakeside area.

A person may allow or possess a dog that is not on a leash and that is within a designated dog training area, if the person maintains reasonable control of the dog.

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Source: SL 1975, ch 16, § 1; 3 SDR 73, effective April 25, 1977; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 13 SDR 192, effective June 22, 1987; 16 SDR 135, effective February 18, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 82, effective December 7, 1992; 20 SDR 87, effective December 13, 1993; 20 SDR 150, effective March 23, 1994; 22 SDR 111, effective March 7, 1996; 26 SDR 117, effective March 16, 2000; 28 SDR 103, effective January 30, 2002.

General Authority: SDCL 41-17-1.1(1)(4).

Law Implemented: SDCL 41-17-1.1(1)(4).

Cross-Reference: Park season, § 41:03:03:01; Public water zoning, ch 41:04:02.

41:03:03:03. Park entrance license required for admission to state parks and certain recreation areas and lakeside use areas. The operator or registered owner of a motor vehicle may not operate a motor vehicle in any state park or any state recreation area or lakeside use area listed in this section unless the motor vehicle has affixed to it a valid annual or daily park entrance license as required in § 41:03:03:02. Persons on snowmobiles and persons participating in religious activities in Bear Butte State Park are exempt from this requirement.

The following state recreation areas and lakeside use areas require a valid park entrance license: Sandy Shore; Pelican Lake; Pickerel Lake; Lake Cochrane; Richmond Lake; Mina Lake; Lake Thompson; Lake Vermillion; Snake Creek; Platte Creek; Lake Alvin; Lewis and Clark Recreation Area, except for the area designated as the marina restaurant parking lot; Angostura, including Shep's Canyon; Shadehill; Big Sioux; Llewellyn Johns; Farm Island; Lake Louise; West Bend; Walker's Point; Lake Poinsett; Swan Creek; Lake Hiddenwood; Bush's Landing; Little Bend; East Whitlocks; West Whitlocks; Chief White Crane; Pierson Ranch; North Point; Pease Creek/Kamp Koda; North Wheeler; East Shore; Spring Creek; Cow Creek; Okobojo Point; Walth Bay; Indian

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Creek; Revheim Bay; Randall Creek; Oahe Downstream; Whetstone Bay; Lake Oahe West Shore; Fort Randall South Shore; Buryanek; Pollock; Bob's Landing; Rocky Point; Springfield; and Fort Randall Spillway.

Source: 2 SDR 74, effective May 18, 1976; 9 SDR 147, effective May 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 148, effective July 11, 1984; 13 SDR 128, effective March 22, 1987; 14 SDR 114, effective March 9, 1988; 14 SDR 164, effective June 16, 1988; 17 SDR 78, effective December 10, 1990; 17 SDR 139, effective March 21, 1991; 20 SDR 87, effective December 13, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 102, effective December 8, 1994; 21 SDR 207, effective June 5, 1995; 23 SDR 197, effective May 27, 1997; 25 SDR 141, effective May 27, 1999; 25 SDR 157, effective June 24, 1999; 27 SDR 49, effective November 16, 2000; 28 SDR 103, effective January 30, 2002; 28 SDR 166, effective June 4, 2002; 32 SDR 31, effective August 29, 2005; 32 SDR 109, effective December 27, 2005; 33 SDR 180, effective May 7, 2007; 35 SDR 306, effective July 2, 2009.

General Authority: SDCL 41-2-38, 41-17-1.1(1)(2).

Law Implemented: SDCL 41-2-38, 41-17-1.1(1)(2), 41-17-13, 41-17-13.2.

41:03:04:03. Camping permit fees. The daily fee for the use of a campground site by one camper unit is as follows:

(1) Custer State Park modern campground fee, \$18.96. Campgrounds included are Game Lodge; Sylvan Lake; Grace Coolidge; Legion Lake; Stockade North; Stockade South; and Blue Bell. During cold weather when restroom and shower facilities are closed, the campground fee is reduced by \$2.00;

(2) Modern campground fee, \$11.38. Campgrounds included are Fort Sisseton, except during the Fort Sisseton Festival (see subdivision (6) of this section); Union Grove; Platte Creek; Swan Creek; Fisher Grove; West Whitlock; Indian Creek; Pease Creek;

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Okobojo Point; Cow Creek; Buryanek; and West Pollock. During cold weather when restroom and shower facilities are closed, the basic campground fee in subdivision (4) applies;

(3) Custer State Park semimodern campground fee, \$17.06. The campground included is Center Lake. During cold weather when restroom and shower facilities are closed, the campground fee is reduced by \$2.00;

(4) Basic campground fee, \$9.48. Campgrounds included are Burke Lake; Shadehill-Llewellyn Johns Memorial; Bear Butte Lake unit; Lake Hiddenwood; Sand Creek; East Whitlock; Tabor; North Wheeler; Spring Creek; Oakwood primitive area; Lake Carthage; South Shore; Whetstone Bay; and Amsden Dam;

(5) Custer State Park French Creek natural area, \$5.69 for each person;

(6) Use of a campground site at Fort Sisseton during the annual Fort Sisseton Festival, \$16.11. Program participants are exempt from paying the camping fee;

(7) Equestrian campground fee, \$11.38. Campgrounds included are Bear Butte Horse Camp and Sica Hollow Horse Camp. However, at Lewis and Clark Horse Camp, Newton Hills Horse Camp, Oakwood Lakes Horse Camp, Pease Creek Horse Camp, Pelican Lake Horse Camp, and Union Grove Horse Camp the camping fee is \$13.27;

(8) Camping cabin fee, \$35.07. Campgrounds included are those in all state parks and recreation areas where camping cabins are located. However, at Lewis and Clark Recreation Area, Pierson Ranch Recreation Area, and Chief White Crane Recreation Area the camping cabin fee is \$39.81. At Custer State Park the camping cabin fee is \$44.55;

(9) Nonprofit youth group camping fee, \$0.47 for each person or \$5.71, whichever is greater;

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(10) Preferred campground fee, \$13.27. Campgrounds included are Oakwood Lakes; Angostura, including Shep's Canyon; Lake Vermillion; Lewis and Clark, except those campsites designated as prime waterfront campsites; Newton Hills; Snake Creek; Palisades; Roy Lake; Lake Herman; Lake Poinsett; Walker's Point; Pickerel; Shadehill-Ketterlings Point; Sandy Shore; Lake Cochrane; Farm Island; Lake Louise; Lake Thompson; Mina; Chief White Crane, except those campsites designated as prime waterfront campsites; Pierson Ranch; North Point; Oahe Downstream; Big Sioux; Hartford Beach; Richmond; Springfield; Rocky Point; West Bend; Randall Creek; and South Pelican. During cold weather when restroom and shower facilities are closed, the modern campground fee in subdivision (2) applies;

(11) Prime campsite fee, \$15.17. Sites included are: all campsites furnished with sewer, water, and electrical service; Lewis and Clark campsite numbers 117P to 161P, inclusive; 163P; 164P; 166P; 213P to 223P, inclusive; 317P to 334P, inclusive; and 384P to 409P, inclusive; and Chief White Crane campsite numbers 111P to 145P, inclusive. During cold weather when restroom and shower facilities are closed, the preferred campground fee in subdivision (10) applies;

(12) Primitive lodging campsite fee, \$20.85. The campground included is Fort Sisseton State Park;

(13) Custer State Park group camping area fee, \$5.69 a person for overnight use with a minimum fee of \$113.74;

(14) The group lodging fee at: Mina Lake State Recreation Area and Shadehill State Recreation Area is \$151.66 a night for the first 8 persons age 12 and over plus \$15 for each additional person age 12 and older; Lake Thompson State Recreation Area, Palisades State Park, and Newton Hills State Park is \$213.27 a night for the first 12 persons age 12 and over plus \$16.19 for each additional person age 12 and older;

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(15) Custer State Park, French Creek Horse Camp fee, \$21.80;

(16) Oahe Downstream Group Lodge use fee is \$37.92 per night for nonprofit youth groups year-round and for nonprofit groups and government agencies from November 1 to March 31, inclusive, and \$118.49 per night for all other groups year-round. The use fee for all groups except nonprofit youth groups is \$118.49 from April 1 to October 31, inclusive.

An additional charge of \$3.79 a unit is made for campground sites with electricity.

A South Dakota resident entitled to purchase a camping permit and campsite electrical service for one-half price pursuant to SDCL 41-17-13.4 shall submit written verification of that status from the United States Veterans Administration to the licensing office of the department in Pierre. The licensing office shall send the resident a billfold-size card to use as proof of eligibility for half-price camping fees.

Source: SL 1975, ch 16, § 1; 1 SDR 30, effective October 13, 1974; 2 SDR 90, effective July 11, 1976; 3 SDR 73, effective April 25, 1977; 6 SDR 96, effective April 1, 1980; 7 SDR 69, effective January 25, 1981; 8 SDR 170, effective June 20, 1982; 9 SDR 147, effective May 22, 1983; 10 SDR 73, effective January 17, 1984; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 156, effective May 27, 1985; 13 SDR 128, effective March 22, 1987; 13 SDR 192, effective June 22, 1987; 14 SDR 14, effective August 6, 1987; 14 SDR 81, effective December 10, 1987; 14 SDR 114, effective March 9, 1988; 14 SDR 164, effective June 16, 1988; 15 SDR 139, effective March 20, 1989; 16 SDR 114, effective January 18, 1990; 16 SDR 135, effective February 18, 1990; 17 SDR 12, effective July 31, 1990; 17 SDR 139, effective March 21, 1991; 17 SDR 170, effective May 14, 1991; 17 SDR 188, effective June 13, 1991, and July 1, 1991; 18 SDR 98, effective December 12, 1991; 18 SDR 144, effective March 15, 1992; 19 SDR 82, effective December 7, 1992; 19 SDR 190, effective June 15, 1993; 20 SDR 150, effective

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March 23, 1994; 21 SDR 86, effective November 10, 1994; 21 SDR 148, effective March 6, 1995; 22 SDR 82, effective December 10, 1995; 22 SDR 89, effective December 26, 1995; 23 SDR 87, effective December 3, 1996; 23 SDR 197, effective May 27, 1997; 24 SDR 99, effective February 2, 1998; 24 SDR 107, effective February 26, 1998; 24 SDR 156, effective May 17, 1998; 25 SDR 108, effective February 28, 1999; 25 SDR 141, effective May 27, 1999; 26 SDR 41, effective September 28, 1999; 26 SDR 85, effective December 26, 1999; 26 SDR 117, effective March 16, 2000; 26 SDR 162, effective June 14, 2000; 27 SDR 49, effective November 16, 2000; 27 SDR 85, effective February 26, 2001; 28 SDR 103, effective January 30, 2002; 29 SDR 80, effective December 10, 2002; 30 SDR 99, effective December 22, 2003; 30 SDR 171, effective May 11, 2004; 31 SDR 62, effective November 4, 2004; 32 SDR 109, effective December 27, 2005; 32 SDR 128, effective January 31, 2006; 33 SDR 107, effective December 27, 2006; 33 SDR 180, effective May 7, 2007; 33 SDR 225, effective June 25, 2007; 34 SDR 179, effective December 24, 2007; 36 SDR 112, effective January 11, 2010; 37 SDR 112, effective December 8, 2010; 38 SDR 101, effective December 5, 2011.

General Authority: SDCL 41-17-1.1(7), 41-17-13.4.

Law Implemented: SDCL 41-2-24, 41-17-1.1(7), 41-17-13.4.

41:06:04:03. Methods prohibited. A person may not ~~use~~ establish, utilize, or maintain a bait station ~~when hunting~~ from August 15 to February 1, inclusive, to attract any big game animal, including wild turkey, and a person may not use an electronic call when hunting any big game animal except a mountain lion. A bait station is a ~~place where edible foodstuffs or minerals are~~ location where grains, fruits, vegetables, nuts, hay, minerals, or any other natural food materials, commercial products containing natural food materials, or by-products of such materials are placed or maintained as an attractant

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to big game animals for the purpose of hunting. The use of scents alone does not constitute a bait station.

This section does not apply to foods that have not been placed or gathered by a person and result from normal environmental conditions or accepted farming, forest management, wildlife food plantings, orchard management, or similar land management activities.

A person is exempt from the bait station restrictions while participating in any depredation management activities directed by the department.

Source: SL 1975, ch 16, § 1; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 16 SDR 44, effective September 13, 1989; 23 SDR 197, effective May 27, 1997; 37 SDR 112, effective December 8, 2010.

General Authority: SDCL 41-2-18(1)(2)(14).

Law Implemented: SDCL 41-2-18(1)(2)(14).

Cross-Reference: Dogs prohibited in hunting big game -- Exception -- Violation, SDCL 41-8-15.

41:06:21:01. East River deer hunting season established. The East River deer hunting season is open from one-half hour before sunrise to one-half hour after sunset each day for 16 consecutive days beginning on the Saturday before Thanksgiving. In addition, any hunter possessing a valid "antlerless deer," "~~antlerless mule deer,~~" or "antlerless whitetail deer" tag in any East River unit may hunt from one-half hour before sunrise to one-half hour after sunset each day for 9 consecutive days beginning on the Saturday following Christmas. ~~Beginning on the Saturday following Christmas, all valid tags for "buck deer," "any deer," "any mule deer," and "any whitetail deer" in sold and unsold licenses shall become "antlerless deer," "antlerless mule deer," and "antlerless whitetail deer" tags, respectively.~~

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Source: SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 6 SDR 129, effective July 13, 1980; 9 SDR 14, effective August 8, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR 14, effective August 6, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 24 SDR 23, effective August 31, 1997; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 36 SDR 39, effective September 23, 2009.

General Authority: SDCL 41-2-18(2)(17).

Law Implemented: SDCL 41-2-18(2)(17).

Cross-References:

Hunting license fees, § 41:06:02:03.

Basic or general hunting license required, SDCL 41-6-11.

Combination licenses, SDCL 41-6-10.1.

Resident big game license required, SDCL 41-6-19.

Nonresident big game license required, SDCL 41-6-20.

Definitions, § 41:06:00.01:02.

41:06:21:02. Open units -- Number and type of licenses available --

Exceptions. The following is a description of the open units and the maximum number and types of resident licenses available in each unit:

(1) Unit ERD-01A: Minnehaha County; ~~600~~ 550 "any deer" licenses and ~~800~~ 400 "antlerless deer" licenses. That portion of Minnehaha County east of Interstate 29, south

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of Interstate 90, west of Minnehaha County Road 109, and north of the Lincoln County line is closed to firearms except for muzzleloading rifles and shotguns using slugs only;

(2) Unit ERD-03A: Brown County, excluding Sand Lake National Wildlife Refuge; 300 "any deer" licenses, ~~4,400~~ 1,000 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," and 1,000 ~~two-tag licenses with each tag valid for one~~ "antlerless deer" licenses;

(3) Unit ERD-04A: Beadle County; 500 "any deer" licenses, 100 "antlerless deer" licenses, ~~300~~ 250 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," and ~~250~~ 200 two-tag licenses with each tag valid for one "antlerless deer";

(4) Unit ERD-05A: Codington County; ~~400~~ 350 "any deer" licenses and ~~350~~ "antlerless deer" licenses;

(5) Unit ERD-06A: Brookings County; ~~600~~ 550 "any deer" licenses, ~~400~~ 250 "antlerless deer" licenses;

(6) Unit ERD-07A: Yankton County; 350 "any deer" licenses and ~~550~~ 450 "antlerless deer" licenses;

(7) Unit ERD-08A: Davison County; 350 "any deer" licenses and ~~400~~ 350 "antlerless deer" licenses;

(8) Unit ERD-10A: Aurora County; 50 "any deer" licenses, ~~250~~ 150 "antlerless whitetail deer" licenses, ~~325~~ 350 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," and ~~250~~ 200 two-tag licenses with each tag valid for one "antlerless whitetail deer";

(9) Unit ERD-12A: Bon Homme County; 300 "any deer" licenses, ~~250~~ 300 "antlerless deer" licenses, and ~~200~~ 100 two-tag licenses with each tag valid for one "antlerless deer";

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(10) Unit ERD-13A: Brule County; ~~550~~ 500 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," ~~600~~ 650 three-tag licenses with one tag valid for one "any whitetail deer" and two tags each valid for one "antlerless whitetail deer," and 500 three-tag licenses with each tag valid for one "antlerless whitetail deer";

(11) Unit ERD-14A: Buffalo County; ~~150~~ 100 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," ~~200~~ 250 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," and 50 two-tag licenses with each tag valid for one "antlerless whitetail deer";

(12) Unit ERD-16A: Campbell County; 20 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," ~~120~~ 100 two-tag licenses with each tag valid for one "antlerless deer," 400 ~~three-tag~~ two-tag licenses with one tag valid for one "any whitetail deer" and ~~two tags each~~ one tag valid for one "antlerless whitetail deer," and ~~300~~ 200 ~~three-tag~~ two-tag licenses with each tag valid for one "antlerless whitetail deer";

(13) Unit ERD-17A: Charles Mix County, excluding Lake Andes National Wildlife Refuge; ~~250 "any deer" licenses,~~ ~~400~~ 450 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," ~~350~~ 450 two-tag licenses with each tag valid for one "antlerless whitetail deer," and ~~200 "antlerless deer" licenses~~ 150 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer";

(14) Unit ERD-18A: Clark County; ~~300~~ 600 "any deer" licenses, ~~400 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer,"~~ and ~~600~~ 700 two-tag licenses with each tag valid for one "antlerless deer";

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(15) Unit ERD-19A: Clay County; ~~350~~ 300 "any deer" licenses, and 200 ~~400~~ "antlerless deer" licenses, ~~and 200 two-tag licenses with each tag valid for one "antlerless deer";~~

(16) Unit ERD-22A: Day County, excluding Waubay National Wildlife Refuge; 600 ~~two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer"~~ licenses and ~~900~~ 700 "antlerless deer" licenses;

(17) Unit ERD-23A: Deuel County; ~~450~~ 400 "any deer" licenses and ~~500~~ 200 "antlerless deer" licenses;

(18) Unit ERD-25A: Douglas County; 350 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "any antlerless whitetail deer," and 150 two-tag licenses with each tag valid for one "antlerless whitetail deer";

(19) Unit ERD-26A: Edmunds County; ~~800~~ 700 ~~three-tag~~ two-tag licenses with one tag valid for one "any deer" and ~~two tags~~ one tag valid for one "antlerless deer" and 600 ~~three-tag~~ two-tag licenses with each tag valid for one "antlerless deer";

(20) Unit ERD-28A: Faulk County; ~~700~~ 500 three-tag licenses with each tag valid for one "antlerless deer" and 600 three-tag licenses with one tag valid for one "any deer" and two tags valid for one "antlerless deer";

(21) Unit ERD-29A: Grant County; ~~450~~ 400 "any deer" licenses ~~and 300 "antlerless deer" licenses;~~

(22) Unit ERD-32A: Hamlin County; ~~400~~ 600 "any deer" licenses, ~~250 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer,"~~ and ~~250 two-tag licenses with each tag valid for one "antlerless deer";~~

(23) Unit ERD-33A: Hand County; ~~100 two-tag licenses with one tag valid for one~~ 50 "any deer" licenses and ~~one tag valid for one "antlerless deer,"~~ ~~500~~ 400 three-tag two-tag licenses with each tag valid for one "antlerless whitetail deer," and ~~500~~ 400 two-tag

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licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer";

(24) Unit ERD-34A: Hanson County; 300 "any deer" licenses and 300 "antlerless deer" licenses;

(25) Unit ERD-36A: Hughes County, excluding Farm Island Recreation Area, LaFramboise Island, and the strip of department land from the entrance to Farm Island west through the city of Pierre; 75 "any deer" licenses, 100 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," 175 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," and 125 two-tag licenses with each tag valid for one "antlerless deer";

(26) Unit ERD-37A: Hutchinson County; ~~300~~ 400 "any deer" licenses and 400 "antlerless deer" licenses;

(27) Unit ERD-38A: Hyde County; 450 three-tag licenses with one tag valid for one "any whitetail deer" and two tags each valid for one "antlerless whitetail deer," ~~50~~ 20 two-tag licenses with one tag valid for one "any deer" and one tag valid for one antlerless deer," and 400 three-tag licenses with each tag valid for one "antlerless whitetail deer";

(28) Unit ERD-40A: Jerauld County; 50 "any deer" licenses, 200 ~~150~~ "antlerless whitetail deer" licenses, ~~275~~ 300 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," and ~~200~~ 100 two-tag licenses with each tag valid for one "antlerless whitetail deer";

(29) Unit ERD-42A: Kingsbury County; ~~800~~ 650 "any deer" licenses, ~~300~~ 350 "antlerless deer" licenses, and ~~350~~ 200 two-tag licenses with each tag valid for one "antlerless deer";

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(30) Unit ERD-43A: Lake County; ~~200~~ 350 "any deer" licenses, and ~~300~~ 200 "antlerless deer" licenses, ~~and 150 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer";~~

(31) Unit ERD-44A: Lincoln County, excluding Newton Hills State Park; ~~250~~ 300 "any deer" licenses and ~~250~~ 100 "antlerless deer" licenses;

(32) Unit ERD-46A: McCook County; ~~300~~ 400 "any deer" licenses, ~~300~~ 200 "antlerless deer" licenses, ~~and 100 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer";~~

(33) Unit ERD-47A: McPherson County; ~~600~~ 500 ~~three-tag~~ two-tag licenses with each tag valid for one "antlerless deer" and ~~600~~ 500 ~~three-tag~~ two-tag licenses with one tag valid for one "any deer" and ~~two tags~~ one tag valid for one "antlerless deer";

(34) Unit ERD-48A: Marshall County; ~~400~~ 500 "any deer" licenses, and ~~400 two-tag licenses with each tag valid for one "antlerless deer,"~~ and ~~400 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer"~~ licenses;

(35) Unit ERD-51A: Miner County; ~~250~~ 400 "any deer" licenses, and ~~200~~ 450 "antlerless deer" licenses, ~~200 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer,"~~ and ~~150 two-tag licenses with each tag valid for one "antlerless deer";~~

(36) Unit ERD-52A: Moody County; ~~300~~ 350 "any deer" licenses, and ~~200~~ "antlerless deer" licenses, ~~and 100 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer";~~

(37) Unit ERD-54A: Potter County; 150 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," 450 two-tag licenses with one tag valid for one "any whitetail deer" and one tag valid for one "antlerless whitetail deer," 200

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two-tag licenses with each tag valid for one "antlerless deer," and 250 ~~three-tag~~ two-tag licenses with each tag valid for one "antlerless whitetail deer";

(38) Unit ERD-55A: Roberts County; ~~500~~ 400 "any deer" licenses and ~~500~~ 100 "antlerless deer" licenses;

(39) Unit ERD-56A: Sanborn County; 200 "any deer" licenses, ~~200~~ 400 "antlerless deer" licenses, and 150 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," and ~~100 two-tag licenses with each tag valid for one "antlerless deer";~~

(40) Unit ERD-57A: Spink County; 300 "any deer" licenses, 800 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," and ~~400~~ 200 two-tag licenses with each tag valid for one "antlerless deer";

(41) Unit ERD-59A: that portion of Sully County west of U.S. Highway 83; 150 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," 250 three-tag licenses with one tag valid for one "any whitetail deer" and two tags valid for one "antlerless whitetail deer," 200 three-tag licenses with each tag valid for one "antlerless whitetail deer," and ~~250~~ 150 two-tag licenses with each tag valid for one "antlerless deer";

(42) Unit ERD-59B: that portion of Sully County east of U.S. Highway 83; 350 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer" and 200 three-tag licenses with each tag valid for one "antlerless deer";

(43) Unit ERD-61A: Turner County; 300 "any deer" licenses and ~~450~~ 100 "antlerless deer" licenses;

(44) Unit ERD-62A: Union County; 350 "any deer" licenses, and ~~300~~ 400 "antlerless deer" licenses, ~~and 100 two-tag licenses with each tag valid for one "antlerless deer";~~

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(45) Unit ERD-63A: Walworth County; ~~50 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer," licenses, 420~~ 100 two-tag licenses with each tag valid for one "antlerless deer," 400 three-tag licenses with one tag valid for one "any whitetail deer" and two tags valid for one "antlerless whitetail deer," and ~~300~~ 200 ~~three-tag~~ two-tag licenses with each tag valid for one "antlerless whitetail deer";

(46) Unit ERD-ZZ1: no East River deer licenses may be issued. However, an applicant for this unit shall accrue a preference point as provided in § 41:06:01:09;

(47) Unit ESD-ZZ1: no East River deer licenses may be issued. However, an applicant for this unit shall accrue a preference point as provided in § 41:06:01:09 for a "special any deer" license as described in § 41:06:21:02.01.

Source: SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 88, effective July 1, 1976; 3 SDR 87, effective June 26, 1977; 4 SDR 88, effective June 27, 1978; 5 SDR 6, effective August 3, 1978; 5 SDR 108, effective June 28, 1979; 6 SDR 129, effective July 13, 1980; 8 SDR 15, effective August 19, 1981; 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR 14, effective August 6, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 24, effective August 14, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 23 SDR 35, effective September 16, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29,

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2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 39, effective September 23, 2009; 36 SDR 170, effective May 11, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17), 41-6-21.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-21.

41:06:23:02. West River units -- Number and type of licenses available --

Exceptions. The following is a description of the West River units and the maximum number and types of licenses available in each unit:

(1) Unit PRA-02A: that portion of Pennington County east of the Cheyenne River; 150 "any antelope" licenses;

(2) Unit PRA-11A: Bennett and Shannon Counties; 100 two-tag licenses with one tag valid for one "any antelope" and one tag valid for one "doe-fawn antelope" and ~~50~~ 25 two-tag licenses with each tag valid for one "doe-fawn antelope";

(3) Unit PRA-15A: that portion of Butte County enclosed by a line beginning at the junction of the Harding-Butte County line and the South Dakota-Montana state line; then east on the county line to U.S. Highway 85; then south on U.S. Highway 85 to the junction of U.S. Highway 212; then west on U.S. Highway 212 to the South Dakota-Wyoming line; then north on the state line to the Harding-Butte county line, the point of beginning; ~~350~~ 150 "any antelope" licenses;

(4) Unit PRA-15B: that portion of Butte County not included in Unit PRA-15A and Lawrence County north of the Black Hills National Forest boundary; ~~400~~ 300 "any antelope" licenses;

(5) Unit PRA-20A: Corson County; ~~50~~ 40 "any antelope" licenses;

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(6) Unit PRA-21A: that portion of Custer County east of Highway 385 and the eastern boundaries of Wind Cave National Park and Custer State Park and that portion of Pennington County south of Interstate 90, east of the eastern boundary of the Black Hills National Forest boundary, and east of U.S. Highway 16; 125 two-tag licenses with one tag valid for one "any antelope" and one tag valid for one "doe-fawn antelope" ~~and 50 two-tag licenses with each tag valid for one "doe-fawn antelope";~~

(7) Unit PRA-24A: Dewey County; ~~50~~ 40 "any antelope" licenses;

(8) Unit PRA-27A: Fall River County and that portion of Custer County south of U.S. Highway 16 and west of U.S. Highway 385; ~~600~~ 350 two-tag licenses with each tag valid for one "doe-fawn antelope" and ~~600~~ 200 two-tag licenses with one tag valid for one "any antelope" and one tag valid for one "doe-fawn antelope" and 200 "any antelope" licenses;

(9) Unit PRA-31A: Haakon County; 150 ~~two-tag licenses with one tag valid for one "any antelope" and one tag valid for one "doe-fawn antelope" licenses;~~

(10) Unit PRA-35A: that portion of Harding County west of U.S. Highway 85; ~~300~~ 200 "any antelope" licenses;

(11) Unit PRA-35B: that portion of Harding County east of U.S. Highway 85; ~~200~~ 150 "any antelope" licenses;

(12) Unit PRA-39A: Jackson County; ~~400~~ 50 "any antelope" licenses ~~and 100 "doe-fawn antelope" licenses;~~

(13) Unit PRA-41A: Jones County; ~~30 two-tag licenses with each tag valid for one~~ 20 "doe-fawn antelope" licenses ~~and 150 two-tag licenses with one tag valid for one~~ 40 "any antelope" and one tag valid for one "doe-fawn antelope" licenses;

(14) Unit PRA-45A: Lyman County except for Corps of Engineers land and excluding that area described in Unit PRA-45B; ~~50 two-tag licenses with each tag valid for~~

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~~one~~ 20 "doe-fawn antelope" licenses and ~~100 two-tag licenses with one tag valid for one~~ 20 "any antelope" and ~~one tag valid for one "doe-fawn antelope"~~ licenses;

(15) Unit PRA-45B: those portions of Lyman, Stanley, and Jones Counties enclosed by a line beginning at the northwest corner of the Lower Brule Indian Reservation, then west 18 miles, then south 20 miles, then east 19 miles, then north 1 1/2 miles to the southwest corner of the Lower Brule Indian Reservation, then northerly along the reservation boundary to the northwest corner of the reservation, the point of beginning; ~~20~~ 5 "any antelope" licenses and ~~60~~ 10 "doe-fawn antelope" licenses;

(16) Unit PRA-49A: that portion of Meade County north of State Highway 34 and south of U.S. Highway 212; 300 "any antelope" licenses and 150 "doe-fawn antelope" licenses;

(17) Unit PRA-49B: that portion of Meade County east of Interstate 90 and south of State Highway 34 and that portion of Pennington County east and north of Interstate 90 and west of the Cheyenne River; 300 "any antelope" licenses and ~~400~~ 50 "doe-fawn antelope" licenses;

(18) Unit PRA-50A: Mellette County; ~~50 two-tag licenses with each tag valid for one~~ 30 "doe-fawn antelope" licenses and ~~100 two-tag licenses with one tag valid for one~~ 60 "any antelope" and ~~one tag valid for one "doe-fawn antelope"~~ licenses;

(19) Unit PRA-53A: that portion of Perkins County north of State Highway 20; 50 "any antelope" licenses;

(20) Unit PRA-53B: that portion of Perkins County south of State Highway 20 and that portion of Meade County north of U.S. Highway 212; 100 "any antelope" licenses;

(21) Unit PRA-58A: Stanley County; ~~80 two-tag licenses with one tag valid for one~~ 60 "any antelope" and ~~one tag valid for one "doe-fawn antelope"~~ licenses and ~~40~~ 30 "doe-fawn antelope" licenses;

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(22) Unit PRA-60A: Tripp County; 30 two-tag licenses with one tag valid for one "any antelope" and one tag valid for one "doe-fawn antelope" and ~~40~~ 20 two-tag licenses with each tag valid for one "doe-fawn antelope" licenses;

(23) Unit PRA-64A: Ziebach County; ~~200~~ 100 "any antelope" licenses;

(24) Unit PRA-ZZ1: no antelope licenses may be issued. However, an applicant for this unit shall accrue a preference point as provided in § 41:06:01:09.

~~An additional number of antelope hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 3 SDR 13, effective August 25, 1976; 4 SDR 10, effective August 25, 1977; 5 SDR 12, effective August 21, 1978; 6 SDR 14, effective August 23, 1979; 7 SDR 21, effective September 15, 1980; 8 SDR 19, effective August 31, 1981; 9 SDR 30, effective September 13, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 30, effective August 30, 1984; 12 SDR 22, effective August 21, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 33, effective August 28, 1988; 16 SDR 44, effective September 13, 1989; 17 SDR 34, effective September 6, 1990; 18 SDR 41, effective September 5, 1991; 19 SDR 36, effective September 16, 1992; 20 SDR 28, effective August 29, 1993; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 23 SDR 35, effective September 16, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49,

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effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 39, effective September 23, 2009; 36 SDR 215, effective July 1, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17), 41-6-21.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-21.

41:06:23:03. East River units -- Number and type of licenses available --

Exceptions. The following is a description of the East River units and the maximum number and types of licenses available in each unit:

(1) Unit PRA-36A: Hughes and Hyde Counties; ~~60~~ 30 "any antelope" licenses;

(2) Unit PRA-48A: that portion of Marshall County north of State Highway 10; no licenses;

(3) Unit PRA-59A: Sully County; ~~40 two-tag licenses with one tag valid for one~~ 30 "any antelope" licenses and ~~one tag valid for one "doe-fawn antelope" and 40 two-tag licenses with each tag valid for one~~ 20 "doe-fawn antelope" licenses;

(4) Unit PRA-63A: Potter and Walworth Counties; 20 "any antelope" licenses and ~~30~~ 10 "doe-fawn antelope" licenses;

(5) Unit PRA-22A: those portions of Brown, Clark, Day, and Spink Counties east of State Highway 37, south of U.S. Highway 12, west of State Highway 25, and north of U.S. Highway 212; no licenses.

~~An additional number of antelope hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 3 SDR 13, effective August 25, 1976; 4 SDR 10, effective August 25, 1977; 5 SDR 12, effective August 21, 1978; 6 SDR 14, effective August 23, 1979; 7 SDR 21, effective September

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15, 1980; 8 SDR 19, effective August 31, 1981; 9 SDR 30, effective September 13, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 30, effective August 30, 1984; 12 SDR 22, effective August 21, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 33, effective August 28, 1988; 16 SDR 44, effective September 13, 1989; 17 SDR 34, effective September 6, 1990; 18 SDR 41, effective September 5, 1991; 19 SDR 36, effective September 16, 1992; 20 SDR 28, effective August 29, 1993; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 23 SDR 35, effective September 16, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17).

Law Implemented: SDCL 41-2-18(2)(17).

CHAPTER 41:06:26

BLACK HILLS ELK HUNTING SEASON

Section

- 41:06:26:01 Black Hills elk hunting season established.
- 41:06:26:02 Open units -- Number and type of licenses available -- Exceptions.
- 41:06:26:03 Licenses valid for the type of elk and unit specified.
- 41:06:26:04 Application requirements and restrictions.

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41:06:26:05 (Effective January 1, 2013) Raffle elk license valid for established seasons in open Black Hills units.

41:06:26:05. (Effective January 1, 2013) Raffle elk license valid for established seasons in open Black Hills units.

The elk license won by the successful entrant in the raffle referenced in chapter 41:06:27 is also valid during the season established in any open unit in which an "any elk" license is issued.

Source:

General Authority: SDCL 41-2-18(13).

Law Implemented: SDCL 41-2-18(13).

Cross Reference: One elk license available by raffle, § 41:06:27:02.01.

41:06:36:02. Sand Lake open units -- Number and type of licenses available.

The following is a description of the units open to deer hunting on the Sand Lake National Wildlife Refuge and the maximum number and type of licenses available in each unit:

(1) Unit RFD-SL1 is open for 5 consecutive days beginning on the Saturday before East River deer hunting season; ~~30 two-tag licenses with one tag valid for one~~ 20 "any deer" licenses and ~~one tag valid for one~~ 10 "antlerless deer" licenses. and ~~10 two-tag licenses with each tag valid for one~~ "antlerless deer." The licenses are restricted to muzzleloading rifles without scopes;

(2) Unit RFD-SL2 is open for 5 consecutive days beginning on the day following the end of the Unit RFD-SL1 season; ~~30 two-tag licenses with one tag valid for one~~ 20 "any deer" licenses and ~~one tag valid for one~~ 10 "antlerless deer" licenses and ~~10 two-tag licenses with each tag valid for one~~ "antlerless deer";

(3) Unit RFD-SL3 is open for 6 consecutive days beginning on the day following the end of the Unit RFD-SL2 season; ~~30 two-tag licenses with one tag valid for one~~ 20 "any

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deer" licenses and ~~one tag valid for one 10~~ "antlerless deer" licenses and ~~10 two-tag licenses with each tag valid for one "antlerless deer";~~

(4) Unit RFD-SL4 is open for 7 consecutive days beginning on the day following the end of the Unit RFD-SL3 season; ~~30 two-tag licenses with one tag valid for one "any deer" and one tag valid for one "antlerless deer" and 10 two-tag licenses with each tag valid for one "antlerless deer"~~ no licenses issued;

(5) Unit RFD-SL5 is open for 7 consecutive days beginning on the day following the end of the Unit RFD-SL4 season; ~~30 two-tag licenses with one tag valid for one 20~~ "any deer" licenses and ~~one tag valid for one 10~~ "antlerless deer" licenses and ~~10 two-tag licenses with each tag valid for one "antlerless deer";~~

(6) Unit RFD-ZZ1: no wildlife refuge deer licenses may be issued. However, an applicant for this unit shall accrue a preference point as provided in § 41:06:01:09.

A hunter possessing an unfilled license for any Sand Lake deer hunting unit may hunt the refuge for nine consecutive days beginning on the Saturday following December 25. However, any such unfilled license is valid for "antlerless deer" only.

An additional number of Sand Lake National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.

Source: 2 SDR 88, effective July 1, 1976; 3 SDR 87, effective June 26, 1977; 4 SDR 88, effective June 27, 1978; 5 SDR 108, effective June 28, 1979; 6 SDR 129, effective July 13, 1980; 8 SDR 15, effective August 19, 1981; 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 14, effective August 6, 1985; 12 SDR 92, effective December 4, 1985; 13 SDR 9, effective August 3, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 24, effective August 14, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective

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August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 219, effective June 26, 1995; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 25 SDR 157, effective June 24, 1999; 26 SDR 174, effective July 4, 2000; 27 SDR 126, effective June 6, 2001; 31 SDR 21, effective August 23, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 39, effective September 23, 2009; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17), 41-6-21.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-21.

41:06:36:02.01. Lacreek open units -- Number and type of licenses available.

The following is a description of the units open to deer hunting on the Lacreek National Wildlife Refuge and the maximum number and type of licenses available in each unit:

(1) Unit RFD-LC1 is open for 7 consecutive days beginning on the third Wednesday of October. Fifteen "any whitetail deer" and ~~5~~ 10 two-tag licenses with each tag valid for one "antlerless whitetail deer";

(2) Unit RFD-LC2 is open for 7 consecutive days beginning on the fourth Wednesday of November. Fifteen "any whitetail deer" and ~~5~~ 10 two-tag licenses with each tag valid for one "antlerless whitetail deer".

An additional number of Lacreek National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.

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The deer hunting units within the refuge are described as the West Brown Ranch, the East Brown Ranch, Unit 9, and Unit 10. They do not include all of the area within the refuge boundaries.

All Lacreek open units are restricted to muzzleloading rifles without scopes.

Source: 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR 14, effective August 6, 1985; 13 SDR 9, effective August 3, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 24, effective August 14, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 219, effective June 26, 1995; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 25 SDR 157, effective June 24, 1999; 26 SDR 174, effective July 4, 2000; 27 SDR 126, effective June 6, 2001; 31 SDR 21, effective August 23, 2004; 31 SDR 213, effective July 4, 2005; 34 SDR 49, effective August 22, 2007; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17), 41-6-21.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-21.

41:06:36:02.02. Waubay open units -- Number and type of licenses available.

The following is a description of the units open to deer hunting on the Waubay National Wildlife Refuge and the maximum number and type of licenses available in each unit:

(1) Unit RFD-WA1 is open for 5 consecutive days beginning eight days prior to the beginning of East River deer hunting season. ~~Twenty~~ Fifteen "any deer" licenses. All licenses are restricted to muzzleloading rifles without scopes;

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(2) Unit RFD-WA2 is open for 5 consecutive days beginning on the day following the end of the Unit RFD-WA1 season. ~~Twenty~~ Fifteen "any deer" licenses. All licenses are restricted to muzzleloading rifles without scopes;

(3) Unit RFD-WA3 is open for 14 consecutive days beginning on the day following the end of the Unit RFD-WA2 season. ~~Twenty~~ Fifteen "any deer" licenses.

An additional number of Waubay National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.

Source: 14 SDR 40, effective September 23, 1987; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 219, effective June 26, 1995; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 25 SDR 157, effective June 24, 1999; 26 SDR 174, effective July 4, 2000; 27 SDR 126, effective June 6, 2001; 31 SDR 21, effective August 23, 2004; 31 SDR 213, effective July 4, 2005; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 37 SDR 18, effective August 16, 2010.

General Authority: SDCL 41-2-18(2)(17).

Law Implemented: SDCL 41-2-18(2)(17).

41:06:50:03. Daily and possession limits. The daily limit is ~~eight~~ fifteen Canada geese. A person may have in possession at any one time no more than ~~sixteen~~ thirty Canada geese taken according to the daily limit.

Source: 23 SDR 38, effective September 26, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 37 SDR 18, effective August 16, 2010.

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General Authority: SDCL 41-2-18(1)(2).

Law Implemented: SDCL 41-2-18(1)(2).

CHAPTER 41:09:13

DOG TRAINING

Section

- 41:09:13:00 Repealed.
- 41:09:13:01 Sporting dog training and field trials.
- 41:09:13:01.01 Restrictions on training dogs on public lands and public road rights-of-way -- Time and method.
- 41:09:13:01.02 Restrictions on training dogs on public lands and public road rights-of-way -- Time and ownership.
- 41:09:13:01.03 Restrictions on training dogs on public lands and public road rights-of-way -- Time -- Number of dogs and firearm restrictions.
- 41:09:13:02 Bird marking required.
- 41:09:13:03 Release traps or fluorescent streamers required for pheasants.
- 41:09:13:04 ~~Daily bag and possession limits apply during hunting seasons~~
Repealed.
- 41:09:13:05 Sporting dog trials permitted on public lands.
- 41:09:13:06 Revocation of sporting dog trial authorization.
- 41:09:13:07 to 41:09:13:14 Repealed.

41:09:13:01. Sporting dog training and field trials. No person may kill or capture any game birds ~~while training or running a dog~~ except during the season and in the manner provided by SDCL title 41, article 41:06, and this chapter. However, ducks,

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ring-necked pheasants, chukar partridges, and quail which are obtained from the holder of a South Dakota captive game bird license, marked according to this chapter, and used for any event or activity related to sporting dog training purposes or field trials may be pursued or taken on private lands at any time and on public areas with prior approval of the director of the division with management authority over the public area. A valid bill of sale that shows the licensee's name, address, and captive game bird license number; the number, species, and sex of the birds; the date of transaction; and the name and address of the possessor of the birds ~~must~~ shall accompany the birds at all times until the birds reach the domicile of the possessor. Dog trainers may use throwing dummies, lures, or pigeons in the training of dogs at any time and in any place that such activity is not otherwise prohibited.

Source: 15 SDR 162, effective May 4, 1989; 18 SDR 33, effective August 19, 1991; 24 SDR 23, effective August 31, 1997; 30 SDR 147, effective April 4, 2004.

General Authority: SDCL 41-2-18(1)(4)(5), 41-17-1.1.(4)

Law Implemented: SDCL 41-2-18(1)(4)(5), 41-17-1.1.(4)

Cross-Reference: Disturbing wildlife prohibited, § 41:06:04:01.

41:09:13:02. Bird marking required. Except for chukar partridge, all game birds released or used in ~~sporting dog field trials or for training purposes~~ any event or activity related to sporting dog training or field trials ~~must~~ shall be marked by wing pinion or ~~must~~ shall have one front toe or one hind toe on either foot removed back to the first joint including the nail, before the birds are six weeks old. An anti-pecking device affixed to the bird before it is six weeks old and worn by the bird until it is at least 15 weeks old is acceptable in lieu of toe clipping if the anti-pecking device leaves a permanent, easily identifiable mark. **Source:** 15 SDR 162, effective May 4, 1989; 17 SDR 139, effective

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March 21, 1991; 24 SDR 23, effective August 31, 1997; 30 SDR 147, effective April 4, 2004.

General Authority: SDCL 41-2-18(1), 41-17-1.1.(4)

Law Implemented: SDCL 41-2-18(1), 41-17-1.1.(4)

41:09:13:03. Release traps or fluorescent streamers required for pheasants.

Ringneck pheasants to be killed or captured for ~~dog training purposes~~ any event or activity related to a sporting dog training or field trial ~~must~~ shall be confined in a release trap, release box, or similar device until they are released immediately before they are killed or captured. A streamer of fluorescent surveyor tape conspicuously attached to the bird at all times during the ~~dog training~~ event or activity is acceptable in lieu of confinement and release from a trap.

Source: 15 SDR 162, effective May 4, 1989; 17 SDR 139, effective March 21, 1991; 24 SDR 23, effective August 31, 1997.

General Authority: SDCL 41-2-18(1), 41-17-1.1.(4)

Law Implemented: SDCL 41-2-18(1), 41-17-1.1.(4)

41:09:13:04. Daily bag and possession limits apply during hunting seasons.

~~During hunting seasons, a person may not possess in the field more wild game birds, released game birds killed during dog training, or any combination of wild and released birds than may be possessed according to the daily bag limit for that species~~ Repealed.

Source: 15 SDR 162, effective May 4, 1989; 24 SDR 23, effective August 31, 1997.

General Authority: ~~SDCL 41-2-18(1)(2), 41-17-1.1.~~

Law Implemented: ~~SDCL 41-2-18(1)(2), 41-17-1.1.~~

Cross-References: Game bird hunting seasons, chapters 41:06:08 to 41:06:12, 41:06:16 to 41:06:18, 41:06:39, 41:06:40.